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16 Attorneys for Defendant and Counterclaimant  
17 APPLE INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

21 MITCHELL PRUST.

Case No. 3:09-cv-05241-EDL

Plaintiff.

23

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE**

24 | APPLE INC.,

Defendant.

## 26 AND RELATED COUNTERCLAIMS

1 The parties, through their respective undersigned counsel, hereby stipulate pursuant to  
2 Local Rules 6-2 and 7-12 as follows:

3 WHEREAS, an initial case management conference was held before the Court on  
4 February 23, 2010;

5 WHEREAS, on February 24, 2010, the Court issued a case management scheduling order  
6 setting the next case management conference for June 8, 2010 at 10 a.m.;

7 WHEREAS, the parties have met and conferred and agree that a later case management  
8 conference would be more productive and beneficial for both parties;

9 WHEREAS, this is the first requested extension regarding this deadline and continuing the  
10 case management conference would not affect the schedule for the case;

11 IT IS HEREBY STIPULATED that:

12 (1) The case management conference currently scheduled for June 8, 2010 should be  
13 continued to July 6, 2010 at 10 a.m., or as soon thereafter as is convenient for the Court;

14 (2) The updated joint case management statement should be filed at least one week  
15 before the continued case management conference.

16 | Dated: June 2, 2010

THE LANIER LAW FIRM, P.C.

By: /s/Christopher D. Banys  
CHRISTOPHER D. BANY'S

Attorneys for Plaintiff and Counterdefendant  
**MITCHELL PRUST**

|| Dated: June 2, 2010

MORRISON & FOERSTER LLP

By: /s/Rudy Y. Kim  
RUDY Y KIM

STIPULATION AND [PROPOSED] ORDER CONTINUING CMC  
3:09-cv-05241-EDL  
pa-1407198

1 I, Rudy Y. Kim, am the ECF User whose ID and password are being used to file this  
2 Stipulation and [Proposed] Order Continuing Case Management Conference. In compliance with  
3 General Order 45, X.B., I hereby attest that Christopher D. Banys has concurred in this filing.

4 Dated: June 2, 2010

MORRISON & FOERSTER LLP

5 By: /s/Rudy Y. Kim  
6 RUDY Y. KIM

7 Attorneys for Defendant and  
8 Counterclaimant APPLE INC.

9  
10 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11 Dated: \_\_\_\_\_, 2010

12 THE HON. ELIZABETH D. LAPORTE  
13 UNITED STATES MAGISTRATE JUDGE

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